

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

JULIANA SARAH STRAEHLE,

Plaintiff,

ANSWER

- against -

Index No. 13-cv-4601

F.E.G.S.; JOSEPH STEIN JR., as Chairman of F.E.G.S.; ROBERT O. LEHRMAN, et al., as Members of the Board of F.E.G.S.; GAIL MAGALIFF, as Chief Executive Officer of F.E.G.S.; STUART OLTCHICK, as President of F.E.G.S.; PEG MORAN as Senior Vice President of F.E.G.S.-Residential & Housing Operations; KATHY ROSENTHAL, as Senior Vice President of F.E.G.S. – Long Island Regional Operations; ROBERT GREENBERGER, as Vice President of F.E.G.S. – Long Island Regional Operations; BRYAN CAULFIELD, as Vice President of F.E.G.S.-Facilities & Real Estate; DAN CONNORS, as Vice President of F.E.G.S. – Supported Apartment Program; MELANIE GERMAIN, as Regional Director of F.E.G.S. - Residential & Housing; JOANNE HECKMANN, as Director of F.E.G.S.-Residential & Housing; and TASHIA KING, as Manager of F.E.G.S. - Residential and Housing; severally and together,

Defendants.

Defendant, F.E.G.S., by its attorneys, AARONSON RAPPAPORT FEINSTEIN & DEUTSCH, LLP, as and for its Answer to plaintiff's Complaint, respectfully shows to this Court and alleges upon information and belief:

1. Denies the allegations contained in the first two unnumbered paragraphs in plaintiff's complaint.

JURISDICTION

2. Denies all numbered allegations except admits this court lacks diversity jurisdiction and otherwise begs leave to refer all questions of law to the court.

THE PARTIES

3. Denies the knowledge or information sufficient to form a belief as to the truth of allegations contained in paragraph(s) "1", "2" and "7".

4. Denies the allegations contained in paragraph(s) "3", "4" and "6" except admits that F.E.G.S. is a Not For Profit Corporation who employs the individually named defendants and otherwise begs leave to refer all questions of law to the court.

THE DISPUTE

5. Denies the allegations contained in paragraph(s) "8", "9", "10", "12", "17", "18", "21", "22" and "23".

6. Denies the knowledge or information sufficient to form a belief as to the truth of allegations contained in paragraph(s) "11", "13", "14", "15", "16", "19" and "20".

THE CLAIMS

7. Denies the allegations contained in paragraph(s) "24", "25", "26", "27", "28", "29", "30", "31", "32" and "33".

THE URGENCY

8. Denies the allegations contained in paragraph(s) "34" and "35".

STANDING

9. Denies the allegations contained in paragraph(s) "36".

RELIEF SOUGHT

10. Denies the allegations contained in paragraph(s) "37", "38", "39", "40", "41", "42" and "43".

AS AND FOR THE FIRST AFFIRMATIVE DEFENSE

11. This court is without subject matter jurisdiction.

AS AND FOR THE SECOND AFFIRMATIVE DEFENSE

12. This court lacks jurisdiction over the person of this defendant.

AS AND FOR THE THIRD AFFIRMATIVE DEFENSE

13. Plaintiff is not an "aggrieved" person within the meaning of 42 USC 3602(i)(1) or (2).

AS AND FOR THE FOURTH AFFIRMATIVE DEFENSE

14. The answering defendant is not a "state actor" within the meaning of 42 USC 1983.

AS AND FOR THE FIFTH AFFIRMATIVE DEFENSE

15. This answering defendant, at all times here relevant, acted in good faith

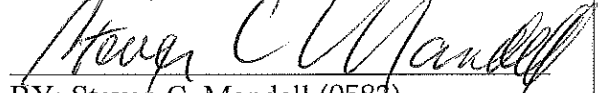
AS AND FOR THE SIXTH AFFIRMATIVE DEFENSE

16. This answering defendant, at all times here relevantly acted without discriminating intent.

WHEREFORE, defendant, F.E.G.S., demands judgment dismissing the Complaint, together with the costs and disbursements of the within action.

Dated: New York, New York
November 22, 2013

Yours etc.,



BY: Steven C. Mandell (0583)

AARONSON RAPPAPORT FEINSTEIN
& DEUTSCH, LLP

Attorneys for Defendants

F.E.G.S.

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STEVEN C. MANDELL
Notary Public, State of New York
Rockland County
LIC. #02MA7691635
Commission Expires November 30, 2014

United States District Court
Eastern District of New York

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MORAN as
Senior Vice President of F.E.G.S.-Residential & Housing
Operations; KATHY ROSENTHAL, as Senior Vice President of
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Defendants.

ANSWER

AARONSON RAPPAPORT FEINSTEIN & DEUTSCH, LLP

Attorneys for Defendants

F.E.G.S., ROBERT O. LEHRMAN, STUART OLTCHICK, KATHY ROSENTHAL,
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To: **ALL PARTIES**
